SILVERMANACAMPORA LLP
Attorneys for Kenneth P. Silverman, Esq.,
Chapter 7 Trustee
100 Jericho Quadrangle, Suite 300
Jericho, New York 11753
(516) 479-6300
Anthony C. Acampora, Esq.
David J. Mahoney, Esq.

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

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In re:

AGAPE WORLD, INC.,
AGAPE MERCHANT ADVANCE LLC,
AGAPE COMMUNITY LLC, AGAPE
CONSTRUCTION MANAGEMENT LLC,
AGAPE WORLD BRIDGES LLC, AND
114 PARKWAY DRIVE SOUTH LLC,

Debtors.

Chapter 7
Case No.: 09-70660 (DTE)
Substantively Consolidated

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KENNETH P. SILVERMAN, ESQ., as
Chapter 7 Trustee of Agape World, Inc., *et al.,*

Plaintiff,

-against-

SERGIO LAZZINNARO,

Defendant.

Adv. Pro. No.: 10-09041 (DTE)

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STIPULATION DISMISSING ADVERSARY PROCEEDING

Kenneth P. Silverman, Esq., the chapter 7 trustee (the "Trustee" or "Plaintiff") of the substantively consolidated bankruptcy estate of Agape World, Inc., *et al.* (the "Debtor" or "Agape"), by his attorneys, SilvermanAcampora LLP, and Sergio Lazzinnaro ("Defendant"), agree as follows:

I. On or about December 28, 2010, the Trustee commenced an adversary proceeding (the "Action"), assigned case number 10-09041 (DTE), by filing a complaint (the "Complaint") against Defendant seeking to set aside and recover certain transfers made by the Debtor to Defendant in the aggregate amount of $11,179.00 pursuant to Bankruptcy Code

§§105, 502, 544, 548, 550 and 551, New York Debtor and Creditor Law §§273, 274, 275, 276, and 276-a, and New York common law (the "Trustee's Claims").

II. On or about January 27, 2011, Defendant filed a letter to extend to answer the Complaint.

III. On or about January 9, 2013, the Trustee and Defendant entered into a stipulation extending Defendant's time to answer the Complaint.

IV. On or about January 14, 2013, Defendant filed an answer to the Complaint asserting denials and affirmative defenses.

V. The parties engaged in informal discovery related to the Trustee's Claims and Defendant's affirmative defenses.

VI. Defendant has produced an expert report from Donald Frangipani (the "Expert"), detailing the Expert's scientific examinations and handwriting analysis as to whether the signature on the checks evidencing the transfers to Defendant upon which the Trustee's claims are based, were in fact signed by Defendant. The Trustee has reviewed the Expert's findings and does not believe that the best interests of the estate are served by challenging the Expert's opinion.

VII. Upon his consideration of all relevant facts, the Trustee, in his business judgment, has determined that a continued prosecution of the Trustee's Claims against Defendant will not result in a net benefit to the Debtor's estate.

NOW THEREFORE, it is hereby stipulated and agreed that:

1. Pursuant to Federal Rule of Civil Procedure 41(a)(1), incorporated by reference in Federal Rule of Bankruptcy Procedure 7041, the Trustee and Defendant consent to the dismissal of the Action without costs or fees to either party.

2. This stipulation (the "Stipulation") shall not be deemed or interpreted to be an admission by either party hereto of any of the matters set forth in the Complaint or this Stipulation.

3. Upon docketing of this Stipulation, adversary proceeding, number 10-09041 (DTE) shall be closed.

4. The Bankruptcy Court retains exclusive jurisdiction over the subject matter of this Stipulation.

5. The Stipulation may not be altered, modified, or changed unless in writing, signed by the parties or their counsel.

6. This Stipulation may be signed in counterparts, with each part being deemed a part of the original document.

7. Facsimile signatures are deemed originals for the purposes of this Stipulation.

8. The parties represent that each party-representative has the full authority and legal power to execute this Stipulation.

9. This Stipulation shall bind and inure to the benefit of the parties' heirs, beneficiaries, personal representatives, agents, employees, successors and assigns.

Dated: Jericho, New York
December __, 2013

SILVERMANACAMPORA LLP
Attorneys for Kenneth P. Silverman, Esq.
The Chapter 7 Trustee

By: *s/ David J. Mahoney*
Anthony C. Acampora
David J. Mahoney
Members of the Firm
100 Jericho Quadrangle, Suite 300
Jericho, New York 11753
(516) 479-6300

Dated: Northport, New York
December 19, 2013

DAVID A. BYTHEWOOD, ESQ.
Attorney for Defendant Sergio Lazzinnaro

By: *s/ David A. Bythewood*
David A. Bythewood
85 Willis Avenue, Suite J
Mineola, New York 11788
(516) 741-0066

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